

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

SUMMONS FOR JUDGMENT NO. 874 OF 2004
IN
SUM. SUIT NO.641 OF 2004

Union Bank of India	Plaintiffs
vs.	
M/s.Orthopaedic Aids Research Center (India) Pvt.Ltd. & ors.	Defendants

Mr.Nainesh Amin for the plaintiffs.

Mr.Sandesh Deshpande for the defendants.

CORAM : S.U. KAMDAR,J.

DATED : 24th October 2005

P.C.

The present suit is filed for a cash credit facility by the Bank. The suit is essentially on account. In that view of the matter, the suit is not maintainable as a summary suit. Summons for judgment dismissed. Unconditional leave to the defendants to defend the suit is granted.

2. Suit transferred to the list of Commercial Causes. Written Statement or points of defence to be filed within four weeks from today. Affidavits, list of documents to be filed within four weeks thereafter. Inspection and discovery within four weeks thereafter. Suit to be on Board of the learned Judge taking Commercial Causes.

(S.U. KAMDAR,J.)